

1 PHILLIP A. TALBERT
2 United States Attorney
3 STEPHANIE M. STOKMAN
4 Assistant United States Attorney
5 2500 Tulare Street, Suite 4401
6 Fresno, CA 93721
7 Telephone: (559) 497-4000
8 Facsimile: (559) 497-4099
9
10 Attorneys for Plaintiff
11 United States of America
12
13

14 UNITED STATES OF AMERICA,

15 Plaintiff,

v.

16 PHILLIP PULIDO,

17 Defendants.

CASE NO. 1:23-CR-00083-JLT-SKO

18 STIPULATION REGARDING EXCLUDABLE
19 TIME PERIODS UNDER SPEEDY TRIAL ACT;
20 ORDER

21 DATE: November 15, 2023

22 TIME: 1:00 p.m.

23 COURT: Hon. Sheila K. Oberto

STIPULATION

24 Plaintiff United States of America, by and through its counsel of record, and defendants, by and
25 through defendants' counsel of record, hereby stipulate as follows:

26 1. By previous order, this matter was set for status on November 15, 2023.
27 2. By this stipulation, defendant now moves to continue the status conference until January
28 17, 2024, and to exclude time between November 15, 2023, and January 17, 2024, under 18 U.S.C.
§ 3161(h)(7)(A), B(iv) [Local Code T4].

29 3. The parties agree and stipulate, and request that the Court find the following:

30 a) The government has represented that the discovery associated with this case
31 includes reports, photographs, and audio files. All of this discovery has been either produced
32 directly to counsel and/or made available for inspection and copying.

33 b) Counsel for defendant desires additional time to further review discovery, discuss
34 potential resolution with her client and the government, and investigate and prepare for trial.

1 c) Counsel for defendant believes that failure to grant the above-requested
2 continuance would deny him/her the reasonable time necessary for effective preparation, taking
3 into account the exercise of due diligence.

4 d) The government does not object to the continuance.

5 e) Based on the above-stated findings, the ends of justice served by continuing the
6 case as requested outweigh the interest of the public and the defendant in a trial within the
7 original date prescribed by the Speedy Trial Act.

8 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
9 et seq., within which trial must commence, the time period of November 15, 2023 to January 17,
10 2024, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
11 T4] because it results from a continuance granted by the Court at defendants' request on the basis
12 of the Court's finding that the ends of justice served by taking such action outweigh the best
13 interest of the public and the defendants in a speedy trial.

14 g) The parties also agree that this continuance is necessary for several reasons,
15 including but not limited to, the need to permit time for the parties to exchange supplemental
16 discovery, engage in plea negotiations, and for the defense to continue its investigation and
17 preparation, pursuant to 18 U.S.C. § 3161(h)(7)(A) and 3161(h)(7)(B)(i) and (iv).

18 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
19 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
20 must commence.

21 IT IS SO STIPULATED.

22 Dated: November 6, 2023

PHILLIP A. TALBERT
United States Attorney

25 _____
26 /s/ STEPHANIE M. STOKMAN
27 STEPHANIE M. STOKMAN
28 Assistant United States Attorney

1 Dated: November 6, 2023
2
3
4
5

/s/ CHRISTINA CORCORAN
CHRISTINA CORCORAN
Counsel for Defendant
PHILLIP PULIDO

6
7
8
ORDER
9
10

11 IT IS SO ORDERED.
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DATED: 11/8/2023

Sheila K. Oberto

THE HONORABLE SHEILA K. OBERTO
UNITED STATES MAGISTRATE JUDGE